IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 1797 OF 1994

BANK OF BARODA ... PLAINTIFFS

VS.

MANJI SHAH ALIAS MANJIRA SHAH

& Ors. ... DEFENDANTS

Mr. A.B.Shinde for Plaintiffs.

Mr. D.B. Desai for Defendants 1 & 2.

CORAM: S.K.SHAH,J.

DATE : 23rd June,2005.

P.C.

1. The learned Counsel for the Plaintiffs submits that the Defendant No.3 has expired. Therefore, the Suit as agsinst Defendant No.3 is abated. Suit as against Defendant No.3 abated.

2. The Plaintiffs and Defendants Nos. 1 and 2 have filed Consent Terms. The Defendant No.1 is present. She agrees to the Consent Terms. The Consent Terms are taken on record and marked "X" for identificatiion.

3. The learned Counsel for the Plaintiffs submits that the Plaintiffs have received a cheque for Rs.62,500/- from Defendants Nos. 1 and 2.

4. The Suit is decreed in terms of the Consent Terms. No order as to costs.

5. Court fee be refunded as per Rules.

(S.K.SHAH,J.)